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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/828,469	04/21/2004	Michael D. Laufer	100873-273 (END6430USCNT8)	5223
81353 7590 12/05/2008 Ethicon Endo-Surgery/Nutter, McClennen & Fish LLP World Trade Center West 155 Seaport Blvd. Boston, MA 02210-2604				
EXAMINER WOO, JULLAN W				
ART UNIT 3773		PAPER NUMBER		
NOTIFICATION DATE 12/05/2008		DELIVERY MODE ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

docket@nutter.com

Interview Summary

Application No.

10/828,469

Applicant(s)

LAUFER ET AL.

Examiner

Julian W. Woo

Art Unit

3773

All participants (applicant, applicant's representative, PTO personnel):

(1) Julian W. Woo.(3) Christina Sperry.(2) Lisa Adams.

(4) ____.

Date of Interview: 02 December 2008.

Type: a) ☐ Telephonic b) ☐ Video Conference
c) ☒ Personal [copy given to: 1) ☐ applicant 2) ☒ applicant's representative]

Exhibit shown or demonstration conducted: d) ☒ Yes e) ☐ No.

If Yes, brief description: Video of the method for treating gastroesophageal reflux.

Claim(s) discussed: 48, 53 and 61.

Identification of prior art discussed: U.S. Pat. Nos. 5,403,326 and 6,312,437.

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Participants agreed that an RCE would be filed that would include a claim limitation regarding the pulling of punctured tissue with a piercing member or coil into jaws or members, and that such an amendment appears to overcome the rejection based on the abovementioned prior art.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Julian W. Woo/
Primary Examiner, Art Unit 3773